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8 **UNITED STATES DISTRICT COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 ERICKA CHAVEZ,
15 Defendant.

No. CR 06-00607 DLJ

**STIPULATION RE: CONTINUANCE OF
STATUS CONFERENCE AND TO
EXCLUDE TIME; [PROPOSED] ORDER**

16
17 The defendant, through her counsel of record and plaintiff, through its counsel of record,
18 hereby stipulate that the status conference in the above-entitled matter, presently set for April
19 27, 2007 may be continued to May 25, 2007. This stipulation is entered into at the request of
20 counsel for the defendant who will be in Ohio on the date presently set. Further, additional time
21 is required to allow the parties to further pursue settlement negotiations and the preparation of a
22 plea agreement.

23
24 The parties further stipulate that the time from April 23, 2007 to May 25, 2007 is
25 excludable under the Speedy Trial Act (18 USC § 3161 et seq) and in particular, sections 18
26 USC §§ 3161(h)(8)(B)(i) and 3161 (h)(8)(B)(iv) to allow for adequate preparation and
27 continuity of counsel and further that the ends of justice outweigh the public's interest in a
28

1 speedy trial.

2 It is so stipulated.

/s/ Scott S. Furstman

3 Dated: April 25, 2007

4 SCOTT S. FURSTMAN
5 Attorney for Defendant,
6 Ericka Chavez

7
8 Dated : April 25, 2007

/s/ Kimberly Briggs

9 KIMBERLY M. BRIGGS
10 Assistant U.S. Attorney
11 per telephonic authority

12 ~~**[PROPOSED] ORDER**~~

13 Good cause appearing and the parties having stipulated thereto, it is ordered that status
14 conference in the above-entitled matter is continued from April 27, 2007 to May 25, 2007 at
15 9:00 a.m. It is further ordered that the time between April 27, 2007 and May 25, 2007 is
16 excludable under 18 USC §§ 3161 (h)(8)(B)(i) and (iv) to allow for adequate preparation and
17 continuity of counsel and that the ends of justice outweigh the public's interest in a speedy trial
18 by excluding time and continuing trial to October 3, ²⁰⁰⁷~~2006~~.

19 It is so ordered.

20 Dated: April 25, 2007

21 
22 D. LOWELL JENSEN
23 United States District Judge
24
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27
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PROOF OF SERVICE
[C.C.P. 1013(a)]

I, the undersigned, declare:

I am a citizen of the United States and a resident of the County of Santa Clara. I am over the age of eighteen (18) years and not a party to the within entitled action. My business address is: 510 North Third Street, San Jose, CA 95112. On April 25, 2007, I served a copy of the document(s) described below:

- (X) [BY MAIL] By depositing such copy(ies) in a sealed envelope, First Class postage fully prepaid, in a facility regularly maintained by the United States Postal Service for collection and mailing.
- () [BY OVERNIGHT DELIVERY] By consigning such copy in a sealed envelope to an overnight courier for next business day delivery.
- () [BY HAND DELIVERY] By consigning such copy in a sealed envelope to a messenger for guaranteed hand delivery.
- (X) [BY FACSIMILE TRANSMISSION] By consigning such copy to a facsimile operator for transmittal.

STIPULATION RE: CONTINUANCE
AND EXCLUDABLE TIME; [PROPOSED ORDER]

in the manner identified above on those persons listed below:

Kimberly M. Briggs
Assistant U.S. Attorney
1301 Clay Street, Suite 340S
Oakland, CA 94612

I declare under penalty of perjury that the foregoing is true and correct. Executed on April 25, 2007 at San Jose, California.

_____/s/_____
Scott S. Furstman